ACTS and LAWS,

Made and passed in and by the General Court or Assembly of the State of Connecticut, in America, holden at Hartford, (in said State) on the second Thursday of May, A. D. 1798.

An Act, in addition to, and alteration of an Act, entitled "An Act for appointing, encouraging and supporting Schools."

PAR. 1. *BE it enacted by the Governor and Council and House of Representatives in General Court assembled,* That the several School Societies in this State, relative to the objects of Schooling, shall exercise the Powers given to and perform the Duties required of the Ecclesiastical Societies in and by said Act, except so far as this Act provides otherwise.

Powers and duties of school societies.

2. *Be it further enacted,* That the Committees of said Societies shall exercise the Powers and perform the Duties given to and required of the Selectmen or Society Committee, in and by said

And of their committees and collectors.

Act; and Collectors of Rates or Taxes who may be appointed by the School Societies, shall have like Powers and Duties, as they had in and by said Act, except so far in each case as this Act provides otherwise.

School societies entitled to receive interest, &c.

3. *Be it further enacted*, That the Interest of the Funds, provided by the sale of the Connecticut Reserve, as from time to time it shall become due, shall be paid to the Treasurer of this State; and the School Societies which shall conform to the provisions of this Act shall be entitled to the said Interest to be distributed to them severally according to their Lists; and the Comptroller of the Public Accounts shall, on application of the Committee of any such School Society, draw an Order on the Treasurer for such Society's part of the Dividend of the accruing annual Interest as shall be in his Hands on the first Day of March and on the first Day of October annually; provided that after the first Year's Interest shall have been drawn out as aforesaid, no Order shall be drawn in favor of any Society for its future proportion, until its Committee shall have certified the Comptroller in writing, under their Hands, that the Monies drawn for the Year then next preceding, have been faithfully applied to the purpose of Schooling, and that Schools have been kept in such Society according to the provisions of this act.

Committee to certify, &c.

To pay over.

4. *Be it further enacted*, That all Public Monies that are or shall be provided for the support of Schools in any School Society, and received by said Committee, from time to time, shall by them be paid over into the Hands of the Treasurer of the Society who shall stand charged therewith, and shall account therefor according to law; and the said Committee shall from time to time, receive, examine and liquidate the acounts of the respective districts, and where they shall have kept their Schools according to the provisions of this Act, shall draw Orders on the Society Treasurer for their proportion of all the Public Monies, according to their respective Lists.

To liquidate accounts.

5. *Be it further enacted*, That if any such Committee shall at any time make a false Certificate to the Comptroller, by means of which Monies are fraudulently drawn out of the Funds, each Committee-man signing such false Certificate, shall forfeit the sum of *Sixty Dollars* to the State Treasury, to be recovered by action of debt on this statute, and the Comptroller shall institute a suit or suits to recover the same accordingly. And if any Monies drawn from the Funds aforesaid, shall at any time be misapplied and become forfeit, by force of any law, it shall in like manner be the duty of the Comptroller to recover the same by action for the use of this State.

Making false certificate, penalty.

6. *Be it further enacted*, That the School Societies shall appoint a suitable number of Persons, not exceeding nine, of competent skill in letters, to be Overseers or Visitors of the Schools, whose duty it shall be, in any of their meetings to examine, and at their discretion to approve of School-masters; to superintend and direct the instruction of the Youth in letters, in morals and in manners; to displace such School-masters as may be found deficient in any

Visitors to be appointed--- their duties.

requiſite qualification ; to appoint Public exerciſes, at their diſcretion, for the Youth ; to viſit the Schools twice or oftener during the ſeaſon for Schooling, at which viſitations two or more of them ſhall be preſent, and to give honorary marks of diſtinction to ſuch as are found to excel, who ſhall continue in office during the pleaſure of the Society.

7. *Be it further enacted*, That the Inhabitants of any School diſtrict, qualified to Vote in the School Society Meetings, ſhall have power to Tax themſelves for the purpoſe of building and repairing or otherwiſe procuring a School-houſe in ſuch diſtrict, of furniſhing the Houſe with the neceſſary accommodations and appendages, and of purchaſing ſuitable ground on which to erect ſuch School-houſe, of ſupplying Wood ; to chooſe a Clerk, who ſhall be ſworn to make true entries and give Copies of the Votes and proceedings of the diſtrict, to appoint a Collector of any Tax they ſhall lay on the Polls and Rateable Eſtate of the Inhabitants, who ſhall have the ſame Power to levy and collect ſuch Tax by Warrant from an Aſſiſtant or Juſtice of the Peace, which Warrant they are hereby authorized to give, as other Collectors of Taxes by law have, and to appoint a Treaſurer, who ſhall alſo be ſworn to a faithful diſcharge of his truſt, and ſhall receive all the Monies belonging to the diſtrict, ſhall pay out the ſame to the Order of the diſtrict or its Committee and render his account annually.

Powers of ſchool diſtricts.

8. *Provided neuertheleſs, and be it further enacted*, That the Committee-man, appointed for the diſtrict by the School Society, ſhall cauſe all the aforeſaid Inhabitants to be warned to meet at ſome convenient place within the diſtrict at leaſt three days incluſively before ſuch Meeting ; and provided two thirds of ſaid Inhabitants preſent at ſuch Meeting are in the Vote for laying ſuch Tax ; and whenever a Tax is laid to build a School-houſe in any diſtrict, the place on which the Houſe ſhall be erected, ſhall be fixed by a Committee appointed by the Society for that purpoſe upon application of ſuch diſtrict ; and the ſaid Inhabitants in any of their lawful Meetings ſhall have Power by the Major Vote of thoſe preſent, to make rules relative to the School-houſe, relative to damages done to the ſame, and to the furniture and appendages, relative to the Wood to be ſupplied by the Inhabitants, and to compel obedience, by denying the privilege of the School to ſuch as refuſe or to the children of ſuch as refuſe compliance with ſuch rules.

Mode of warning diſtrict meetings.

Power to make rules.

9. *Be it further enacted*, That any School Society ſhall have liberty, by a Vote of two thirds of the Inhabitants preſent in any legal Meeting warned for that purpoſe, to inſtitute a School of a higher order, for the common benefit of all the Inhabitants, the object of which ſhall be to perfect the Youth admitted therein in Reading and Penmanſhip, to inſtruct them in the Rudiments of Engliſh Grammar, in Compoſition, in Arithmetic and Geography, or, on particular deſire, in the Latin and Greek Languages, alſo in the firſt principles of Religion and Morality, and in general to form them for uſefulneſs and happineſs in the various relations of ſocial

Schools of a higher order may be inſtituted.

life. And to appoint a Committee to manage the general concerns of ſuch ſchool.

Rule of admiſſion into ſuch ſchools.

10. *Be it further enacted*, That no Pupil ſhall be admitted into the ſaid School except ſuch as have paſſed through the ordinary courſe of inſtruction in the common Schools and ſhall have attained to ſuch maturity in years and underſtanding, as to be capable of improvement in ſaid School in the judgment of the Overſeers, and ſhall by them or any three of them be admitted therein: And if at any time, it ſhall ſo happen that more Pupils are admitted than can be accommodated or inſtructed in ſaid School together, they ſhall be inſtructed in ſuch courſe and order as to give all an equal opportunity.

Proportion of money for ſuch ſchools.

11. *Be it further enacted*, That for every Year in which ſuch School ſhall be ſupported, ſuch part of the Public Monies, belonging to any diſtrict, ſhall be paid over to the Committee of ſaid School for the uſe thereof, that the part ſo paid over, ſhall be to the remaining part, as the Children from fourteen Years of age and under, actually attending ſaid School for ſuch Year, from ſaid diſtrict, are to thoſe who do not attend, computing from four to fourteen Years of age.

Repeal.

12. *Be it further enacted*, That the eleventh Paragraph of the Act to which this is an addition, and alſo an Act paſſed in May, A. D. 1797, entitled "an Act in addition to an Act for appointing, encouraging and ſupporting Schools" be and the ſame are hereby repealed.

An Act in addition to and alteration of an Act, entitled, "An Act for preventing miſchief by Dogs."

Dogs to wear collars.

PAR. 1. BE *it enacted by the Governor and Council, and Houſe of Repreſentatives in General Court aſſembled*, That each Dog permitted to go at large in this State, ſhall wear a Collar, with the name of the owner of ſuch Dog and the place of the reſidence of ſuch owner, at large and legible thereon: And if any Dog ſhall be found at large, after the 15th day of July next, with or without the permiſſion of the owner, not wearing ſuch Collar, ſuch Dog may be killed.

Doing damage owners, &c. liable.

2. *Be it further enacted*, That when any Dog ſhall do any damage, either to the body or property of any Perſon, the Owner or Keeper, or the Parent, Guardian or Maſter of any ſuch Owner or Keeper as may be a Minor or Servant, ſhall pay ſuch damages as any Perſon or Perſons may have ſuſtained by ſuch Dog.

Powers of civil authority.

3. *Be it further enacted*, That the powers, by the Act to which this is an addition, veſted in the Civil Authority and Selectmen in each Town relating to Dogs, be and ſaid powers hereby are veſted in any two Juſtices of the Peace in ſuch Town, or in any one Juſtice of the Peace in ſuch Town, and any one Aſſiſtant of this State: And that ſo much of the Act aforeſaid as gives ſuch

powers to the Civil Authority and Selectmen, or a major part of them, or to the major part of the Selectmen with the advice of any one Assistant or Justice of the Peace, be and the same hereby is repealed.

4. *And be it further enacted*, That hereafter each Dog shall be annually set in the List at *Ten Dollars*. Dogs taxed.

An Act in addition to, and alteration of an Act, entitled, "An Act for forming and conducting the Military Force of this State, conformable to the Act of Congress, passed the 8th Day of May, A. D. 1792."

PAR. 1. BE *it enacted by the Governor and Council, and House of Representatives, in General Court assembled*, That all future appointments of Adjutants, Pay-Masters and Quarter-Masters shall be made from the Subaltern-Officers of the Regiment to which such Adjutants, Pay-Masters and Quarter-Masters are appointed, who are to retain their commissions and rank in the line, such appointments notwithstanding. Regimental staff how appointed. Repealed vide 5th 29.

2. *Be it further enacted*, That on days of Regimental or Battalion inspection or review, the respective Battalion Companies shall take rank and be posted according to seniority, which shall be determined by reference to the several Acts of Assembly authorising the formation of such Companies; and whenever there are two Flank Companies in a Regiment they shall take rank and be posted according to the same Rule; and the Officers of such Companies shall remain with their respective Companies; and the Officers of the Battalion Companies shall be posted for Regimental or Battalion exercise, agreeable to the directions given for posting Officers to Guards as pointed out in the second Article of the twenty-second Chapter of the Rules of Discipline, established by Congress in their Resolutions of March 29, A. D. 1779. And the second Flank Company shall on Days of review be posted on the left of the second Battalion, and on Days of inspection by Battalion on the right of such Battalion. Companies how to take rank.

3. *Be it further enacted*, That it shall be sufficient for the commanding Officer of the several Regiments of Militia to order out their respective Regiments for the purposes of review of parade, once in two Years, and for the commanding Officers of the several Companies for the purpose of inspection and instruction in the use of Arms and discipline of War, by such Officer twice in each Year, viz. on the first Mondays in May and September, any Law to the contrary notwithstanding. Times of review and training. Repealed vide 5th.

4. *Be it further enacted*, That whenever any Soldier shall be unable to furnish himself with the Arms and Accoutrements required by law, a Certificate from two of the Civil Authority of the Town to which he belongs shall be sufficient evidence of such inability to the commanding Officer of the Company to which he belongs, and such Certificate being given it shall be the duty of Selectmen to furnish arms for poor soldiers.

the Selectmen of such Town to equip such Soldier, and in case of neglect to be proceeded against as is in said Act provided.

Brigade majors to inspect by battalions or companies.

5. *Be it further enacted*, That it shall be the duty of the Brigade Major in each Brigade, annually to inspect the several Regiments of Militia within their respective Brigades, by Battalion, Company or Companies as it shall be found convenient, and at such times as the Brigadier General shall appoint, agreeably to the second Article of the twenty-fifth Chapter of the Rules of Discipline established by Act of Congress, first giving reasonable notice to the commanding Officer of each Regiment of the times appointed for that purpose, and whether the same or any part thereof is to be done by Battalion or Company or Companies—And it shall be the duty of the commanding Officer of each Regiment to give like notice to the commanding Officer of each Company in case of inspection by Company of the time and place appointed for that purpose—And the several Brigade Majors shall take an accurate account from personal inspection of the quality of Muskets in the Hands of the Militia, and whether the same are fit or unfit for actual service, and ascertain as accurately as in his power the Bores of such Muskets, to the end that they may be made as nearly as possible conformable to the Act of Congress relative thereto. It shall also be his duty to superintend the exercise and manœuvres of the several Battalions and Companies in the Brigade to which he belongs when out for inspection as aforesaid, and to introduce and enforce the system of Military Discipline established by act of Congress; and make accurate annual returns of the state of the Militia in the Brigade to which he belongs, to the Adjutant General.

Repealing clause.

6. *Be it further enacted*, That such part of the sixty-fourth Paragraph of said Act as makes it necessary for the names of Witnesses to be improved before any Court-Martial, to be minuted on the Articles of Arrest exhibited against any officer under Arrest, be and the same is hereby repealed.

An Act for suppressing Mountebanks, Rope-Dancers, Tumblers, &c.

Exhibition of feats prohibited.

PAR. 1. BE *it enacted by the Governor and Council, and House of Representatives, in General Court assembled*, That no Mountebank, Tumbler, Rope-Dancer, Master of Puppet-Shews or other Person or Persons, shall exhibit or cause to be exhibited on any public Stage or Place whatsoever, within this State, any games, tricks, plays, shews, tumbling, rope-dancing, puppet-shews or feats of uncommon dexterity or agility of body, or offer, vend or otherwise dispose of, on any such Stage, or Place, to any Persons so collected together, any Drugs or Medicines recommended to be useful in various disorders.

2. *Be it further enacted*, That if any Person shall be guilty of any breach of this Act, on conviction thereof, before any Court

proper to try the ſame, every Perſon ſo offending ſhall forfeit and pay a ſum not exceeding *Two Hundred Dollars*, nor leſs than *Sixty Dollars*, for each and every ſuch offence, the one Moiety for the uſe of him who ſhall ſue for and proſecute the ſame to effect, and the other Moiety to the Treaſury of the County wherein ſuch conviction is had. Penalty.

3. *And be it further enacted*, That if any Minor, or Apprentice under the age of twenty-one Years, or any Servant, ſhall be guilty of any breach of this Act, on conviction thereof, his or their fine or penalty ſhall be paid by ſuch Parent, Guardian or Maſter. Parents, &c. to pay fines.

4. *Be it further enacted*, That no Perſon within this State ſhall ſuffer any ſuch Mountebank to vend his Medicine, or any Perſon to exhibit any Tricks of tumbling, rope-walking or dancing, puppet-ſhews, or any uncommon feats of agility of body, for Money or other cauſe, before any collection of Spectators contrary to the meaning of this Act, in his or her Houſe or its dependencies on a penalty of *Seven Dollars* for every offence; one Moiety thereof to him who ſhall proſecute the ſame to effect, and the other Moiety to the Treaſury of the Town where ſuch offence ſhall be committed. Exhibition in houſes, penalty.

5. *Be it further enacted*, That it ſhall be the duty of all informing Officers to make due preſentment of all breaches of this Act, and in caſe of conviction on ſuch preſentment before the County Court, the penalty incurred ſhall be paid into the Treaſury of the County where ſuch conviction is had. And in caſe of conviction before an Aſſiſtant or Juſtice of the Peace, into the Treaſury of the Town where the offence ſhall be committed. Informing officers to preſent.

6. *Be it further enacted*, That an Act entitled, "An Act for ſuppreſſing Mountebanks," be and the ſame is hereby repealed. Repeal.

An Act, in addition to, and alteration of an Act, entitled, "An Act for conſtituting and regulating Courts, and appointing the times and places for holding the ſame."

PAR. 1. BE *it enacted by the Governor and Council, and Houſe of Repreſentatives in General Court aſſembled*, That the Judges of the Superior Court be, and they are hereby fully impowered and directed to appoint and ſwear a Clerk for ſaid Court, in and for each County in this State, and if neceſſity requires, an aſſiſtant Clerk, whoſe duty it ſhall be, and he is hereby fully impowered to grant Executions on Judgments rendered in and by ſaid Court in the County in and for which he is appointed, and to do all things proper for him as Clerk of ſaid Court in the execution of his office, according to the Rules, Orders and Directions of ſaid Court, and according to law. And that in future the Records and proceedings of ſaid Court in each County, ſhall be and remain in the cuſtody of the Clerk of ſaid Court appointed in and for ſuch County. Superior court to appoint a clerk in each county.

Secretary to act as clerk, &c.

2. *Be it further enacted*, That the now existing Records of said Court, be placed, and in future kept in the Office of the Secretary of this State, who is hereby vested with all the powers and directed to perform all the duties of Clerk of said Court in all matters relating to said Records. And said Secretary shall be entitled to the same Fees and Emoluments which the Clerks of said Court by Law may be entitled to for like services.

Repeal.

3. *Be it further enacted*, That the thirty-ninth and fortieth Paragraphs of said Act, be and the same are hereby repealed.

An Act in alteration of an Act, entitled, "An Act for regulating Salaries and Fees."

Judges of superior court, salaries.

PAR. 1. BE *it enacted by the Governor and Council, and House of Representatives, in General Court assembled*, That to the Chief Judge of the Superior Court there shall be paid a salary of *One Thousand Dollars*, and to each of the other Judges, *Nine Hundred Dollars*, per annum, in lieu of Day Wages and Expenses, except dining Expenses of the Court.

Adjournments.

2. *Be it further enacted*, That it shall be and is hereby declared to be the duty of the Superior Court to adjourn from time to time in each County in this State, if occasion require it, in such manner and to such times as will comport with public convenience, and so that the business before said Court may be speedily finished.

An Act, in addition to, and alteration of an Act, entitled, "An Act for the encouraging and regulating Fisheries."

Obstructions in Pawkatuck river prohibited.

PAR. 1. BE *it enacted by the Governor and Council, and House of Representatives, in General Court assembled*, That no Wear, Pound or other Obstruction, shall be erected or continued in the Channel of Pawkatuck River, dividing the States of Connecticut and Rhode-Island, so as to interfere with the main Channel of said River, upon penalty of *Twenty Dollars* for the first offence, and *Seven Dollars* for every twenty-four Hours, or any less space of Time any such Wear or other Obstruction shall be continued in the main Channel of said River after the first offence.

Times of fishing.

2. *Be it further enacted*, That no Person or Persons be permitted to draw any Sein or Seins in said Pawkatuck River from the twentieth Day of March, to the first Day of June annually, excepting between the rising of the Sun on Monday morning and rising of the Sun on Thursday morning in each Week, on penalty of *Twenty Dollars* for each and every time such Sein shall be set or drawn, otherwise than as aforesaid—that no Person or Persons shall be permitted to throw any Stones into said River, upon penalty of *Seven Dollars* for each and every such offence, and to the

end that the Fish may more freely pass to the various sources of the River aforesaid.

3. *Be it further enacted*, That Yearly and every Year, from the twentieth Day of March to the first Day of June, there be a passage opened in the Mill-Dam below Pawkatuck Bridge, from the bed or bottom of said River, twenty Feet in Length, to extend ten Feet Easterly and ten Feet Westerly from the middle of said River—That similar passages be opened in manner as aforesaid, in all the other Mill-Dams in said River, of fifteen Feet in Length, excepting Sanford Taylor's Mill-Dam, which shall be opened twenty Feet in Length, ten Feet between the middle of said River and the Easterly Shore, and ten Feet between the middle of said River and the Western Shore, in the most convenient places for the Fish to pass in said River; and the Owner or Owners, Occupier or Occupiers of any of the Dams aforesaid, who shall neglect or refuse to open the passage or passages as aforesaid, on or before the said twentieth Day of March annually, shall forfeit the sum of *Twenty Dollars* for every such refusal or neglect, and for every succeeding Day, neglect or refusal to open a passage or passages as aforesaid from the said twentieth Day of March to the first Day of June annually, the Offender or Offenders, shall forfeit one other sum of *Seven Dollars*—No Person or Persons shall be permitted to erect or continue any Wear or other Obstructions, within sixty Feet of the Gaps in said Mill-Dams, upon penalty of *Seven Dollars* for the first offence and *Four Dollars* for every succeeding Day or less space of Time said Obstructions shall continue in said River, from the twentieth Day of March to the first Day of June annually.

Passages to be kept open through mill-dams.

Penalty for refusal.

Penalty for obstruction.

4. *And be it further enacted*, That no Wear or Pound shall be erected or continued upon any Flatt or other part of the Bottom of said River, Eastward or Westward of the aforesaid Channel of said River, between the first Day of June and the twentieth Day of March annually, upon penalty of *Fourteen Dollars* for the first offence, and *Seven Dollars* for every succeeding Day such Wear or Pound shall be continued in said River from the first Day June to the twentieth Day March annually.

Wears and pounds prohibited.

5. *Be it further enacted*, That no Person or Persons be permitted to fish with Mesh or Scoop Nets in Pawkatuck River, or any of its Branches, after Sunset on Fridays, until Sunrise on Mondays in each Week, from the twentieth Day of March to the first Day of June annually, and that no Person use more than one Net at a time, upon penalty of *Five Dollars* for every offence.

Times of fishing with scoop nets.

6. *Be it further enacted*, That all offences against this Act, shall and may be heard and finally determined before any Court proper to try the same, in the County where the same is committed. And that all penalties incurred thereby, shall accrue, the one half thereof to and for the use and benefit of him or them who shall inform and prosecute the same to effect, and the other half shall be paid into the Town Treasury where the offence is committed, to and for the use and benefit of said Town.

Mode of trial. Disposal of penalties.

This act considered as a compact.

7. *And be it further enacted*, That this Act shall be considered as forming a compact with the State of Rhode-Island, and from which this Assembly will not depart until the Legislature of the State of Rhode-Island, shall agree with the Legislature of the State of Connecticut to a repeal thereof, alterations therein or additions thereto, and that the same shall take effect and be in force from and after the first Day of January 1799: Provided the Legislature of the State of Rhode-Island shall pass an Act similar thereto and notify the same to His Excellency the Governor of this State previous to that time, and without which the Acts of the respective States shall be null and void.

Repeal.

8. *Be it further enacted by the authority aforesaid*, That the eighteenth, nineteenth, twentieth, twenty-first, twenty-second and twenty-third Paragraphs of the Act of which this Act is in addition to and alterations thereof, be and the same are hereby repealed.

An Act directing the distribution of the Laws of the United States.

Laws of the United States, how distributed.

PAR. 1. BE *it enacted by the Governor and Council, and House of Representatives, in General Court assembled*, That the Two Hundred and Ninety-Seven Sets of the Laws of the United States, now in the Office of the Secretary of this State, shall be distributed in manner following, viz. One set to His Excellency the Governor—One set to His Honor the Lieutenant Governor—Two sets shall be deposited in the Office of the Secretary, for the use of the Legislature—One set in the Office of the Treasurer or Comptroller—One set in each of the Offices of the several County Clerks, for the use of the Superior and County Courts—One set in each Town Clerks Office; and the residue to be given out to the several Towns according to their respective Lists for the present Year. And the Comptroller is hereby directed to make the distribution accordingly.

Same mode in future.

2. *And be it further enacted*, That in future, all the Laws of the United States that shall be transmitted by the Executive, to the Governor of this State, shall be distributed in the way and manner, as is above provided.

An Act, in addition to the Statute, entitled, "An Act for the partition of Lands," &c.

Discretionary power as to costs.

BE *it enacted by the Governor and Council, and House of Representatives, in General Court assembled*, That in all Writs of Partition where the Judgment shall be that the Defendant or Defendants apart, it shall be in the power of the Court on due inquiry and consideration to give or refuse Costs to the Plaintiff or Plaintiffs, or to give Costs to the Defendant or Defendants as shall appear to be just and reasonable.

An Act, in addition to an Act, entitled, "An Act for the providing and regulating of Jurors in Civil Actions."

BE *it enacted by the Governor and Council, and House of Representatives, in General Court assembled*, That the Town of *Trumbull* shall choose the number of five Jurymen, in the same way and manner as other Towns in this State are enabled by Law to do.

Town of Trumbull to choose 5 jurors

An Act in addition to an Act, entitled, "An Act for regulating Gaols and Gaolers.

BE *it enacted by the Governor and Council, and House of Representatives in General Court assembled*, That the Notification required in the eleventh Paragraph of said Act, shall be served by a Sheriff, Deputy Sheriff, or Constable, or by an indifferent Person specially named in such Notification, by leaving a true and attested Copy thereof with the Creditor or Creditors, or at his or their usual place of abode, if Inhabitants of this State, otherwise with the Attorney of such Creditor or Creditors, or at his usual place of abode, and in case the same is served by an indifferent person, such indifferent person shall make Oath before an Assistant or Justice of the Peace that he hath duly served the same according to his endorsement thereon, and the said Oath shall be certified by the authority administering the same on the back of such Notification, and without such service such Notification shall be deemed void.

Notification, how served.

An Act in addition to the Statute, entitled, "An Act for appointing, encouraging and supporting Schools."

BE *it enacted by the Governor and Council and House of Representatives in General Court assembled*, That it shall be in the Power of any School Society to annex any district within its limits, formed by an act of the General Assembly, to other adjoining districts; or to form it into two or more districts, as shall be judged most convenient; the Act of incorporation notwithstanding; provided, such district shall, by its Vote, passed in a regular Meeting, specially warned for that purpose, consent to wave the benefit of such Act of incorporation, and to submit their case to the judgment of such School Society; and when such district shall, by virtue of this act, be annexed to other adjoining districts, the Funds of such district, if any be, shall be regulated by any lawful Vote or agreement that shall have been passed or made by such district; and when it shall be formed into two or more districts, the said Funds shall be distributed to the said districts in proportion to their respective Lists.

Powers of school societies, in relation to school districts.

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